

House File 2064 - Introduced

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BY ISENHART

A BILL FOR

1 An Act relating to the approval by a county board of
2 supervisors of rules proposed by a county board of health.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 137.104, subsection 1, paragraph b,
2 subparagraph (2), Code 2022, is amended to read as follows:

3 (2) Rules of a county board shall become effective upon
4 approval by the county board of supervisors by a motion or
5 resolution as defined in [section 331.101, subsection 13](#), and
6 publication in a newspaper having general circulation in the
7 county. The county board of supervisors shall approve a rule
8 proposed by the county board of health unless the proposed rule
9 is found illegal, as affirmed by the county attorney, or the
10 county board of supervisors can demonstrate with clear and
11 convincing evidence that the proposed rule is unreasonable or
12 unnecessary.

13 EXPLANATION

14 The inclusion of this explanation does not constitute agreement with
15 the explanation's substance by the members of the general assembly.

16 This bill relates to the approval of rules proposed by a
17 county board of health. Current law requires a county board
18 of supervisors to follow certain procedures when approving the
19 proposed rules of a county board of health. The bill requires
20 a county board of supervisors to approve a proposed rule unless
21 the proposed rule is found illegal, as affirmed by the county
22 attorney, or the county board of supervisors can demonstrate
23 with clear and convincing evidence that the proposed rule is
24 unreasonable or unnecessary.